

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

THE HONOURABLE SRI JUSTICE ELIPE DHARMA RAO

W.P. No. 17860 OF 2005

Dated : 11th August, 2005

Between:

Agraharam Krishnamma

Petitioner

AND

The District Collector, Anantapur

and another

Respondents

THE HONOURABLE SRI JUSTICE ELIPE DHARMA RAO

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W.P. No. 17860 OF 2005

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ORAL ORDER:

Assailing the action of the respondents in trying to dispossess the

petitioner from the land an extent of Ac.2.40 cents in Sy.No.295-1 and Ac.0.91cents in Sy. No. 295-3 situated at Rayadurg village and Mandal, Anantapur District, without following due process of law, the petitioner filed this writ petition.

The petitioner is the owner and possessor of the above said lands having purchased in the year 1962 for a valuable consideration under registered document and since then she has been in possession and enjoyment. While so, when the respondents tried to dispossess her from the said lands, she filed OS No. 173 of 2005 and also IA No. 510 of 2005 before the Senior Civil Judge, Anantapur, seeking injunction against the respondents. In spite of that, the respondents are trying to dispossess her from the lands. She further submits that since she has been in possession for more than 30 years, she cannot be dispossessed of the land, even if it is Government land, without following due process of law.

Having regard to these facts and circumstances of the case, since the petitioner has already filed a civil suit and asserts that she has been in possession of the said land for more than three decades, I deem it appropriate to dispose of the writ petition at the stage of admission, directing the respondents not to interfere with her peaceful possession and enjoyment without following due process of law. With this direction, the writ petition stands disposed of. No order as to costs.

Elipe Dharma Rao, J.

August 11, 2005

MAS.